

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(MBHB Case No. 05-1026-US)

(Formerly 50927/CAB/A599)

IAP7 Rec'd PCT/PTO 18 JAN 2006

## In the Application of:

Brent Vernon, et al.

Serial No.: 10/527,543

Filing Date: March 11, 2005

Int'l Filing Date: September 15, 2003

Title: Methods for Sterilization Using In Situ  
Gelling Materials

Examiner: To be assigned

Confirmation No. 7174

Group Art Unit: To be assigned

TRANSMITTAL LETTERCommissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

In regard to the above-identified U.S. patent application;

## 1. We are transmitting herewith the attached:

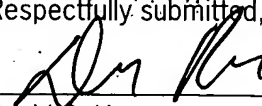
- a) Transmittal Letter (1 sheet)
- b) Copy of Notice to File Missing Parts mailed July 25, 2005 (2 sheets);
- c) Response to Missing Parts (1 sheet);
- d) Executed Declaration and Power of Attorney (4 sheets);
- e) Petition for Four (4) Month Extension of Time (1 sheet);
- f) Change of Correspondence Address Form (1 sheet);
- g) Return Receipt Postcard.

## 2. With respect to fees:

- a) Enclosed please find a check in the amount of **\$860.00** for the Small Entity Missing Parts Fee (\$65.00) and The Petition for a Four (4) Month Extension of Time Fee (\$795.00).
- b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

3. CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the papers, as described hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in a box addressed to: PO Box 1450, Alexandria, VA 22313-1450, on this **18<sup>th</sup>** day of **January, 2005**. Express Mail No. **EV596649297US**.

Respectfully Submitted,

  
 David S. Harper

Registration No. 42,636

PATENT

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PO Box 1450  
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RESPONSE TO MISSING PARTS  
MAILED JULY 25, 2005

Dear Sir or Madam:

In reference to the Notice to File Missing Parts mailed July 25, 2005, attached to this paper is a Declaration and Power of Attorney completed by the applicants of the above-referenced U.S. Patent Application. Also, please find a check in the amount of **\$860.00** for the Small Entity Missing Parts Surcharge (\$65.00) and Petition for a Four (4) Month Extension of Time (\$795.00). If the Examiner has any questions, please contact the below-signed at (312) 913-2106.

01/24/2006 LLANDGRA 00000029 10527543

01 FC:2617

65.00 DP

Respectfully submitted,

Date:

1-18-06



David S. Harper  
Registration No. 42,636

# PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

**ADDRESS TO:**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**

Attorney Docket No.: 05-1026-US

Application No.: 10/527,543

Filing Date: March 11, 2005

International Filing Date: September 15, 2003

First Named Inventor: Brent Vernon, et al.

Group Art Unit: To be assigned

Examiner: To be assigned

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- |                                     |                                  |            |
|-------------------------------------|----------------------------------|------------|
| <input type="checkbox"/>            | One Month (37 CFR 1.17(a)(1))    | \$         |
| <input type="checkbox"/>            | Two Months (37 CFR 1.17(a)(2))   | \$         |
| <input type="checkbox"/>            | Three Months (37 CFR 1.17(a)(3)) | \$         |
| <input checked="" type="checkbox"/> | Four Months (37 CFR 1.17(a)(4))  | \$1,590.00 |
| <input type="checkbox"/>            | Five Months (37 CFR 1.17(a)(5))  | \$         |

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: **\$ 795.00**

☒ A check in the amount of the fee is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Deposit Account Number 13-2490. I have enclosed a duplicate copy of this sheet.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

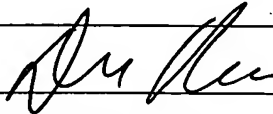
Name

David S. Harper

Reg. No.

42,636

Signature



Date

January 18, 2006

EXT (Rev. 1/3/01)

01/24/2006 LLANDGRA 00000029 10527543

02 FC:2254

795.00 OP



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

① WPC ② CAB

U.S. APPLICATION NUMBER NO. 10/527,543	FIRST NAMED APPLICANT Brent Vernon	ATTY. DOCKET NO. 50927/CAB/A599
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INTERNATIONAL APPLICATION NO. PCT/US03/28927
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I.A. FILING DATE 09/15/2003	PRIORITY DATE 09/13/2002
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23363  
 CHRISTIE, PARKER & HALE, LLP  
 PO BOX 7068  
 PASADENA, CA 91109-7068

**RECEIVED**

**JUL 28 2005**

Christie, Parker & Hale, LLP

**CONFIRMATION NO. 7174  
 371 FORMALITIES LETTER**



\*OC000000016592015\*

Date Mailed: 07/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/11/2005
- Copy of the International Search Report filed on 03/11/2005
- U.S. Basic National Fees filed on 03/11/2005
- Priority Documents filed on 03/11/2005

CASE # **50927** ACTION MISSING  
 REMINDER 7/25/05 DUE DATE 7/25/05  
 DEADLINE 7/25/05

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,543	PCT/US03/28927	50927/CAB/A599

FORM PCT/DO/EO/905 (371 Formalities Notice)

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P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF CHANGE OF FIRM

Dear Sir:

Effective immediately, the law firm handling the above captioned patent has changed. Accordingly, please refer to this application by the new case number 05-1026-US and direct all subsequent correspondence in this case to:

David S. Harper  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive  
Suite: 3100  
Chicago, Illinois 60606

Respectfully submitted,

Dated: 1-18-06

By: 

David S. Harper  
Registration No. 42,636